

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

MARTIN FOSS and SUSAN FOSS,	:	No. 3:17cv1757
Plaintiffs	:	
	:	(Judge Munley)
v.	:	
	:	
PHOENIX INSURANCE COMPANY,	:	
Defendant	:	

ORDER

AND NOW, to wit, this 30th day of November 2017, it is hereby **ORDERED** that the defendant's motion to dismiss Count II (Doc. 6) of plaintiffs' complaint is **DENIED**.

BY THE COURT:

s/James M. Munley
JUDGE JAMES M. MUNLEY
United States District Court